IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 9656 of 2007

DATED: 1.5.2007

Between:

N.Baby Shashikala petitioner

And

The Member Secretary, Gurukulam
(APTWREIS), T.S.Bhavan, Masab Tank, Hyd & 2 ors
respondents

THE HON'BLE SRI JUSTICE N.V.RAMANA

WRIT PETITION NO. 9656 OF 2007

ORAL ORDER:

This writ petition is filed seeking the following relief;

> "…(i) Directing the respondent No. 1 and 2 herein to allot Zone VI to the petitioner, considering as spouse case and as well as her repeated representations including representation dated 27.4.2007 and 28.4.2007 and G.O.Ms.No. 555/SPF-A 91-1 Gen Admn (SPF-A) Department Dated 4.10.1996 (ii) declare the action of the respondent No. 1 and 2 in organizing the local cadre system in Gurukulam without following mandatory provisions of A.P. Public Employment (Organization of local Cadre and Regulation of Direct Recruitment) Order, 1975 and the action of the respondent no.1 in allotting the Zone III to the petitioner is illegal, arbitrary, violative of Article 14 of the Constitution of India …….

The facts in brief are as under;

The petitioner was initially appointed as Graduate Teacher in A.P. Residential Educational Institution Society in the year 1984. The said society was bifurcated into two societies in the year 1999 and petitioner though opted for A.P. Residential Education Institution Society, he was allotted to work at A.P.T.W.R.I society. Questioning the said action batch of writ petitions were filed and the same were dismissed by this Court and thereafter petitioner and such similar persons joined the societies allotted to them. The first respondent vide proceedings dated 24.9.2003 posted the petitioner to A.P.T.W.R school, Vanaparthy, Mahaboobnagar district under Zone VI. The petitioner alleges that a final seniority list dated 12.9.2006 was communicated by the first respondent placing the petitioner in Zone III. Aggrieved by the same, petitioner submitted representations dated

27.4.2007 and 28.4.2007 requesting the first respondent to allot him to zone VI instead of Zone III. The petitioner alleges that in the month of May, 2007 the respondents 1 and 2 are intending to conduct counseling for allotment of places of teachers in different zones and petitioner presumes that he will be allotted to Zone III only. Hence, the present writ petition.

Learned standing counsel for respondent society submitted that there is no cause of action for the petitioner and even before issuance of transfer orders, the present writ petition is filed based on mere surmises and the same is liable to be dismissed.

Heard the learned counsel for petitioner and learned standing counsel for respondent society.

The petitioner merely presumes that in the counseling scheduled to be held in the coming days, he would be allotted the Zone III and his request for allotment to Zone VI would not be considered by the respondent authorities. Even before conduct of counseling and allotment to various zones, it cannot be said that the case of the petitioner would not be considered by the respondents. The writ petition is premature one and needs no interference by this Court.

There are no merits in the writ petition and the same is hereby dismissed. No costs.

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N.V.RAMANA,J

DATE: 1.5.2007
TVK

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